

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed for which a patent is sought on the invention entitled:

CLUSTER CONTROL IN NETWORK SYSTEMS

the specification of which (check one)

 X is attached hereto. was filed on as United States Application Number

or PCT International Application Number
and was amended on (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application, having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s) Claimed			Priority
<u>01102025.2</u>	<u>EP</u>	<u>30/01/01</u>	<u> X </u> Yes <u> </u> No
(Number)	(Country)	(Day/Month/Year Filed)	<u> </u> Yes <u> </u> No
<u> </u>	<u> </u>	<u> </u>	<u> </u> Yes <u> </u> No
(Number)	(Country)	(Day/Month/Year Filed)	<u> </u> Yes <u> </u> No
<u> </u>	<u> </u>	<u> </u>	<u> </u> Yes <u> </u> No
(Number)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

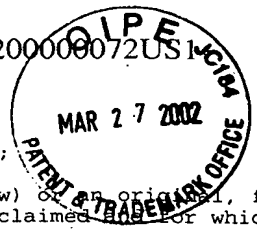
<u> </u>	<u> </u>
(Application Number)	(Filing Date)
<u> </u>	<u> </u>
(Application Number)	(Filing Date)

I hereby claim the benefit under 35 U.S.C. §120 of any United States Application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States, or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u> </u>	<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
<u> </u>	<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration number).



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Laurent Frelechoux

Full name of sole or first inventor

L. Frelechoux

Inventor's Signature

01 Feb. 2002

Date

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Residence

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Citizenship

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Full name of second joint-inventor, if any

Michael Osbome

Inventor's signature

01 - Feb 2002

Date

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Paolo Scotton

Full name of third joint-inventor, if any

Paolo Scotton

Inventor's signature

1 Feb. 2002

Date

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Residence

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Ilias Iliadis

Full name of fourth joint-inventor, if any

Ilias Iliadis

01 Feb. 2002

Inventor's Signature

Date

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Residence

Greece

Citizenship

Same as above

Post Office Address

Assignment

INVENTOR AND CITY	Whereas, we (1) Laurent Frelechoux	of CH-8800 Thalwil and Country of Switzerland
INVENTOR AND CITY	(2) Michael Osborne	of CH-8804 Au and Country of Switzerland
INVENTOR AND CITY	(3) Paolo Scotton	of CH-8810 Horgen and Country of Switzerland
INVENTOR AND CITY	(4) Ilias Iliadis	of CH-8803 Rueschlikon and Country of Switzerland

TITLE have invented certain improvements in
CLUSTER CONTROL IN NETWORK SYSTEMS

and executed, respectively, a United States patent application therefor on

DATES THAT INVENTORS SIGNED THE DECLARATION	(1) <i>1 Feb</i> , 2002 and (2) <i>1 Feb</i> , 2002, (3) <i>1 Feb</i> , 2002 and (4) <i>1 Feb</i> , 2002.
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Whereas, INTERNATIONAL BUSINESS MACHINES CORPORATION, a corporation of New York, having a place of business at Armonk, New York 10504, (hereinafter called IBM), desires to acquire the entire right, title and interest in the said application and invention, and to any United States and foreign patents to be obtained therefor;

Now therefore, for a valuable consideration, receipt whereof is hereby acknowledged, we, the above named, hereby sell, assign, and transfer to IBM, its successors and assigns, the entire right, title and interest in the said application and invention therein disclosed for the United States and foreign countries, and all rights of priority resulting from the filing of said United States application, and we request the Commissioner of Patents to issue any Letters Patent granted upon the inventions set forth in said applications to IBM, its successors and assigns; and we hereby agree that IBM may apply for foreign Letters Patent on said invention and we will execute all papers necessary in connection with the United States and foreign applications when called upon to do so by IBM.

Signed

CITY AND
DATE
SIGNATURE

(1) at Bueschlikon
on 01 Feb. 2002,

L. Frelechoux

(Laurent - Frelechoux)

FIRST NAME MIDDLE INITIAL LAST NAME

INVENTOR

CITY AND
SIGNATURE

(2) at Bueschlikon
on 01 Feb 2002,

Michael Osburne

(Michael - Osburne)

FIRST NAME MIDDLE INITIAL LAST NAME

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DATE
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(3) at Bueschlikon
on 01 Feb 2002,

Paolo Scotton

(Paolo - Scotton)

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CITY AND
DATE
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(4) at Bueschlikon
on 01
01, Feb, 2002,

Ilias Iliadis

(Ilias - Iliadis)

FIRST NAME MIDDLE INITIAL LAST NAME

INVENTOR